

**REISSUE APPLICATION DECLARATION BY THE INVENTOR**

Docket Number (Optional)

**BMID9738US**

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is described and claimed

in patent number 5,997,817, granted December 7, 1999, and for which a reissue patent is sought on the invention ELECTROCHEMICAL BIOSENSOR TEST STRIP

the specification of which

☒ is attached hereto.

☐ was filed on \_\_\_\_\_ as reissue application number \_\_\_\_\_ / \_\_\_\_\_ and was amended \_\_\_\_\_ (If applicable)

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)

☐ by reason of a defective specification or drawing.

☒ by reason of the patentee claiming more or less than he had the right to claim in the patent.

☐ by reason of other errors.

At least one error upon which reissue is based is described below. If the reissue is a broadening reissue, such must be stated with an explanation as to the nature of the broadening:

**The error upon which this broadening reissue application is based is that the patentee failed to appreciate that the features of sample application port identification, sample sufficiency confirmation, and reduction of dose hesitation could be claimed with other test strip structures in addition to the strip structures originally claimed.**

## (REISSUE APPLICATION DECLARATION BY THE INVENTOR, page 2)

Docket Number (Optional)  
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All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant. As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith.

Name(s)

Registration Number

Michelle Davidson Neff, Reg. No. 47,817; D. Michael Young, Reg. No. 33,819; Marilyn L. Amick, Reg. No. 30,444;Brent A. Harris, Reg. No. 39,215; Richard T. Knauer, Reg. No. 35,575; Kenneth J. Waite, Reg. No. 45,189; andJill Lynn Woodburn, Reg. No. 39,874.

Correspondence Address: Direct all communications about the application to:



Customer Number

Type Customer Number here

Place Customer Number Bar  
Code Label here

<input checked="" type="checkbox"/> Firm or Individual Name	Roche Diagnostics Corporation				
Address	9115 Hague Road, Bldg. D				
Address	P.O. Box 50457				
City	Indianapolis,	State	IN	Zip	45240-0457
Country	United States of America				
Telephone	(317) 521-2851	Fax	(317) 521-2883		

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Full name of sole or first inventor (given name, family name)  
**William F. CRISMORE**

Inventor's signature

Date

Residence 1215 N. Leland Avenue, Indianapolis, IN 46219

Citizenship

Mailing Address (same as residence)

Full name of second joint inventor (given name, family name)  
**Nigel A. SURRIDGE**

Inventor's signature

Date

Residence 1248 E. 90th Street, Indianapolis, IN 46240

Citizenship

Mailing Address (same as residence)

Full name of third joint inventor (given name, family name)  
**Daniel R. McMINN**

Inventor's signature

Date

Residence 10517 Greenway Drive, Fishers, IN 46038

Citizenship

Mailing Address (same as residence)

☒ Additional joint inventors are named on separately numbered sheets attached hereto.

**REISSUE APPLICATION DECLARATION BY THE INVENTOR**  
(Attachment – Page 3)

Full name of fourth inventor (given name, family name) <b>Richard J. BODENSTEINER</b>	
Inventor's signature	Date
Residence <b>5014 Central Avenue, Indianapolis, IN 46205</b>	Citizenship
Mailing Address <b>(same as residence)</b>	
Full name of fifth inventor (given name, family name) <b>Eric R. Diebold</b>	
Inventor's signature	Date
Residence <b>12580 Ensley Drive, Fishers, IN 46038</b>	Citizenship
Mailing Address <b>(same as residence)</b>	
Full name of sixth inventor (given name, family name) <b>R. Dale Delk</b>	
Inventor's signature	Date
Residence <b>1605 S. Stockport Drive, Muncie, IN 47304</b>	Citizenship
Mailing Address <b>(same as residence)</b>	
Full name of seventh inventor (given name, family name) <b>David W. Burke</b>	
Inventor's signature	Date
Residence <b>1931 Madison Court, Carmel, IN 46032</b>	Citizenship
Mailing Address <b>(same as residence)</b>	
Full name of eighth inventor (given name, family name) <b>Jiaxiong Jason HO</b>	
Inventor's signature	Date
Residence <b>5275 Ivy Hill Drive, Carmel, IN 46033</b>	Citizenship
Mailing Address <b>(same as residence)</b>	
Full name of ninth inventor (given name, family name) <b>Robert Kitchel EARL</b>	
Inventor's signature	Date
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Mailing Address <b>(same as residence)</b>	

**REISSUE APPLICATION DECLARATION BY THE INVENTOR**  
**(Attachment – Page 4)**

Full name of tenth inventor (given name, family name) <b>Brian A. Heald</b>	
Inventor's signature	Date
Residence <b>10337 Seagrave Drive, Fishers, IN 46038</b>	Citizenship
Mailing Address <b>(same as residence)</b>	